

**TOWN OF DAVIE  
TOWN COUNCIL AGENDA REPORT**

**TO:** Mayor and Councilmembers

**FROM/PHONE:** Mark A. Kutney, AICP, Development Services Director  
797-1101

**SUBJECT:** Ordinance

**AFFECTED DISTRICTS:** District 1, District 2, District 3, and District 4

**TITLE OF AGENDA ITEM:**

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CURRENT FEE SCHEDULE FOR BUILDING, PLANNING AND ZONING SERVICES OF THE TOWN OF DAVIE BY ADDING A FEE FOR MASTER DEVELOPMENT PLANS, TEMPORARY USE PERMITS AND OTHER MISCELLANEOUS FEES; AND PROVIDING AN EFFECTIVE DATE.

**REPORT IN BRIEF:**

The Planning and Zoning division has conducted an assessment of the existing fee schedule for their services. During the review, several items were recognized as not have a fee attached, due to the recent addition to the Land Development Code.

A fee is being added for Master Development Plan applications, Zoning Determination letters, Temporary Use permits, Master Sign Plans, as required by the Master Development Plan application, Temporary Use Permits and Amendments to the Land Development code initiated by other than the Town. The fee schedule further clarifies that recordation fees, mailing costs, advertising costs, and recertification costs are paid by the applicant. Currently, the Town pays such fees.

The proposed changes were compared to other municipalities (Hollywood, Miramar, Sunrise, Coral Springs, and Pembroke Pines) and the fees were in the mid-range of the fees charged (see attached Table 1).

The proposed amendment is an intermediate step to allow the Town to recoup costs currently incurred, prior to any major change in the current fee system.

**PREVIOUS ACTIONS:** None.

**CONCURRENCES:** None.

**FISCAL IMPACT:** None.

**RECOMMENDATION(S):** Motion to approve the Ordinance.

**Attachment(s):** Resolution, Exhibit "A", Table 1

ORDINANCE NO:

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA,  
AMENDING THE CURRENT FEE SCHEDULE FOR  
BUILDING, PLANNING AND ZONING SERVICES OF THE  
TOWN OF DAVIE BY ADDING A FEE FOR MASTER  
DEVELOPMENT PLANS, TEMPORARY USE PERMITS AND  
OTHER MISCELLANEOUS FEES; AND PROVIDING AN  
EFFECTIVE DATE.

WHEREAS, Resolution R 94-71, R-95-370, and R-98-052 had previously adopted and amended a fee schedule for the Building, Planning and Zoning services of the Town; and

WHEREAS, the Town recently created a Master Development Plan process for review to include staff review with approval by both Site Plan Committee and Town Council; and

WHEREAS, the Town recently created a Temporary Use Permit procedure and wishes to provide a fee to cover the cost of staff time and review for final approval by Town Council; and

WHEREAS, the Town Council deems it in the best interest of the Town to amend the current Town of Davie Fee Schedule; and

WHEREAS, the Town Council, upon adoption of this Ordinance, will renumber and add a fee for a Master Development Plan Applications, a fee for Temporary Use Permits , a fee for Master Sign Plans, a fee for Zoning Determination letters, and a fee for Amendments to the Land Development Code within the Development Review Fee section of the schedule; and

WHEREAS, the Town Council, upon adoption of this Ordinance, will provide for the reimbursement of funds by an applicant to the Town for required advertising costs, required mailing costs, cost of recertification of certain applications by the Broward County Planning Council, and cost of recordation fees within the Development Review Fee section of the schedule; and

WHEREAS, the Town Council, having legally advertised its intent to set fees for this service and having presented opportunity for discussion and deliberation of this fee, wished to amend the current fee schedule for this service.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA, AS FOLLOWS:**

SECTION 1. The above WHEREAS clauses are true and correct and made a part hereof as if fully set forth herein.

SECTION 2. That the amended schedule for Building, Planning and Zoning Services, a copy of which is attached hereto as Exhibit "A", is hereby accepted by the Town of Davie.

SECTION 3. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

SECTION 4. This Ordinance shall take effect immediately upon its passage and adoption.

PASSED ON FIRST READING THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2002

PASSED ON SECOND READING THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2002

\_\_\_\_\_  
\_\_\_\_\_  
MAYOR/COUNCILMEMBER

ATTEST:

\_\_\_\_\_  
TOWN CLERK

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

**DEVELOPMENT REVIEW FEES**  
**EXHIBIT "A"**

(87) Platting:

(a)	Non-residential.....	330.00
	PLUS per acre.....	50.00
(b)	Residential Boundary Plat.....	70.00
	PLUS per acre.....	8.00
(c)	Residential Lot Specific Plat .....	200.00
	PLUS per acre.....	40.00
	PLUS per residential unit.....	20.00
(d)	Plat Revision and Delegation Requests.....	195.00

(88) Site Development Plan:

(a)	Residential Plans.....	340.00
	PLUS \$10.00/unit for up to 40 units.....	
	PLUS \$ 5.00/unit for each additional unit above 40.....	

- (b) Non-residential Plans.....340.00
    - PLUS \$ 4.00/100 sq. ft. of gross floor area for up to 10,000 sq.ft.....
    - PLUS \$ 2.00/100 sq. ft of gross floor area above 10,000 sq. ft.....
  - (c) Site Plan Modifications
    - (1) Modifications Requiring DRC Review -- Full Fee (See a and b above)Full Fee
    - (2) Modifications Requiring SPC Review Only.....165.00
- (89) Land Use Plan Amendments:
  - (a) Base fee... ..3,400.00
    - PLUS \$20.00/acre for up to 25 acres.....
    - PLUS \$10.00/acre for each additional acre above 25.....
    - PLUS \$ 5.00/acre for each acre above 100.....
    - \* plus the cost of recertification, when required.
- (90) Rezoning:
  - (a) Base fee.....1,170.00
  - (b) Utilization of Flexibility Rule..... 1,550.00
- (91) Special Permits:
  - (a) Base fee.....930.00
- (92) Variances:
  - (a) Developed Single Family Lots ..... 400.00
  - (b) Administrative Non-Use Special Permit..... 299.00
  - (c) All Other Requests..... 930.00
- (93) Vacation of Right-of-Way or Easement:
  - (a) Base fee.....930.00
- (94) Development of Regional Impact (D.R.I.) Review:..... 5,000.00
  - (a) Modification to approved D.R.I. (Non-substantial deviation)..... 600.00
  - (b) Modification to approved D.R.I. (Substantial deviation)..... 4,000.00
- (95) Landscape Inspection:.....
  - (a) Residential:..... 25.00
  - (b) Non-residential..... 100.00
- (96) Tree Removal/Replacement Permit:
  - (a) If tree is transplanted or equivalent replaced..... 30.00
  - (b) Removal permit (subject to provisions of Tree Preservation Ordinance)

- (97) Addresses:
- (a) Base fee - one address/street.....25.00
  - (b) Each additional address/street..... 5.00
- (98) Alcoholic Beverage License Review:..... 15.00
- (99) Developers Agreement Requiring Council Action:..... 250.00
- (100) Request for Vested Rights Determination (Actual fee shall be reflective of staff and legal efforts required):
- (a) Minimum.....100.00
- (101) Requested review by legal staff of zoning determinations (Actual fee shall be reflective of legal efforts required):
- (a) Minimum.....100.00
- (102) FINAL SITE INSPECTION.....200.00
- (103) Master Development Plan:
- (a) Residential Plans..... 340.00  
PLUS \$10.00/unit for up to 40 units.....  
PLUS \$ 5.00/unit for each additional unit above 40.....
  - (b) Non-residential Plans.....340.00  
PLUS \$ 4.00/100 sq. ft. of gross floor area for up to 10,000 sq.ft.....  
PLUS \$ 2.00/100 sq. ft of gross floor area above 10,000 sq. ft.....
- (105) Temporary Use Permit:
- (1) Real Estate Development Activity.....300.00
  - (2) General.....100.00
- (106) All required advertising costs shall be reimbursed by the applicant, prior to final approval.
- (107) All required mailing costs shall be reimbursed by the applicant, prior to action by Town Council.
- (108) Zoning Determination Letter.....25.00

(109) Amendment to the Land Development Code.....1,500.00

Table 1 Fee Schedule Comparison					
Process	Davie New Items	Miramar*	Sunrise	Coral Springs	Pembroke Pines
Master Development Plans (10 acres/40 d/u)	\$740.00	\$693.00	\$4000.00	\$940.00	\$1640.00
Temporary Use Permit - real estate activity	\$300.00	\$350.00	n/a		\$100.00
Temporary Use Permit - general	\$100.00	\$75.00	n/a		\$100.00
Advertising costs	reimbursed	paid separate	reimbursed	reimbursed	reimbursed
Mailing Costs	reimbursed	paid separate	reimbursed	reimbursed	included in app
Zoning Determination Letter	\$25.00		\$125.00	not yet	n/a
Amendment to Land Development Code	\$1500.00	\$1500.00	n/a	\$1560.00	\$500.00
* not as part of cost-recovery					
created 4/11/02					